

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/601,649
Applicant : Lawrence L. Bell
Confirmation No. : 1296
Filed : June 24, 2003
TC/A.U. : 3693
Examiner : Weis, Samuel
Customer No. : 27896
Docket No. : 0269.0004CIP
Title : Method and Apparatus for Modeling and Executing
Deferred Award Instrument Plan

**DECLARATION OF LAWRENCE L. BELL
UNDER 37 C.F.R. §1.131**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. I, Lawrence L. Bell, am the named inventor in the above-identified application ("the present application").
2. I have come to understand that the U.S. Patent and Trademark Office ("USPTO") has rejected claims pending in the present application over U.S. Patent Application Publication No. US 2001/0049612 A1 to Davis ("the Davis reference").
3. I have further come to understand that the Davis reference has an earliest effective prior art date of May 10, 2000, which corresponds to the filing date of a Provisional patent application (Ser. No. 60/203,521) to which the Davis reference claims priority.
4. I hereby declare that I conceived of and reduced to practice the subject matter disclosed and claimed in the present application prior to May 10, 2000.
5. Attached hereto are several pieces of correspondence including:
Exhibit A: a letter to Patrick C. Fitzpatrick dated November 15, 1999;

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Exhibit B: an email from Ray Fulton to Larry Bell (the instant Declarant) dated January 27, 2000; and

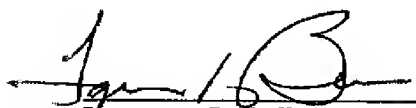
Exhibit C: an email exchange between Larry Bell (the instant Declarant) and Doug Fisher dated March 31, 2000 and April 3, 2000.

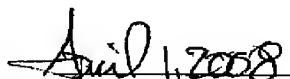
6. The communications represented by Exhibits A-C evidence the fact that I, Lawrence L. Bell, was marketing what was known at the time as the "GREIT" plan (Exhibit A) and "419" plan (Exhibit B) and the combined "419/GREIT" plan (Exhibit C).
7. U.S. Patent 6,609,111 ("the '111 patent"), which was filed as U.S. Application Ser. No. 09/690,891 on October 18, 2000, and to which the present application claims priority, describes, at column 6, line 46 to column 7, line 6, the "GREIT" plan, the "419 EWB" (employee welfare benefit) plan, and the "Combination Plan."
8. The "GREIT" plan, the "419 EWB" plan and the "Combination Plan" plan described in the '111 patent are the same plans referenced in the communications represented by Exhibits A-C.
9. Furthermore, the spreadsheet of Figure 6 of the '111 patent, which is identical to the spreadsheet of Figure 6 in the present application, shows a practical example of these plans. Similar spreadsheets were provided to potential clients during the time period represented by Exhibits A-C.
10. Based on the foregoing, I declare that I conceived of and reduced to practice prior to the earliest effective date of the Davis reference the invention claimed in the present application.

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11. I declare that all statements herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of the Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.

Respectfully submitted,


Lawrence L. Bell


Date

November 15, 1999

Patrick C. Fitzpatrick
DynCorp
2000 Edmund Halley Drive
Reston, VA 20191-3436

Dear Pat:

I am enclosing my memo describing the GREIT (Guaranteed Reduced Estate and Income Tax) Plan that can be "attached" to DynCorp's Keysops so the participants can convert the deferral of the benefits into a tax free income stream and/or an estate tax free benefit for the family. I hope this is helpful in your review. Dave Clark is completing the model on the conversion of the PSI deferred compensation plan. We look forward to following up with you and your colleagues to discuss the next steps.

Very truly yours,

Lawrence L. Bell
Senior Counsel Advanced Markets

LLB:jcm

Enclosures

cc: Bob Frisch

Exhibit A

Lawrence D. Eisen

From: Larry Bell [larrybell@theuniquesolution.com]
Sent: Thursday, March 20, 2008 1:45 PM
To: Lawrence D. Eisen; 'Larry Bell'
Subject: FW: 419 Co-ownership with Combo



Lawrence L. Bell
(larrybell@th...

Lawrence L. Bell JD, LTM, CLU, ChFC, CFP, AEP
240.604.6945 / f.301.656.1821
larrybell@theuniquesolution.com
Value Creation/Innovative Solutions

-----Original Message-----

From: RFulton411@aol.com [mailto:RFulton411@aol.com]
Sent: Thursday, January 27, 2000 10:21 AM
To: larry.bell@bisd.com
Subject: 419

Dear Larry, it was a pleasure meeting you at the Forum last week. We ended up in Florida until Monday am due to the weather and then spent the night in

Savannah and arrived in Charlotte Tuesday afternoon. I imagine you have enough snow to last the rest of the winter.

If you can email me the proposal we spoke about (insurance inside the 419 and investment outside) plus any other information you deem important, I would appreciate it very much.

Hope to see you soon.

Best regards,

Ray Fulton
421 Minuet Lane
Suite 202
Charlotte, NC 28217
704-521-6404
704-521-6407 fax
704-906-3881 cell
704-896-7242 home

Lawrence D. Eisen

From: Larry Bell [larrybell@theuniquesolution.com]
Sent: Thursday, March 20, 2008 2:40 PM
To: Lawrence D. Eisen
Cc: 'Larry Bell'
Subject: FW: Proprietary material and 419/GREIT Plan

From: Fisher, Doug
Sent: Monday, April 03, 2000 7:57 AM
To: Bell, Larry
Cc: Leisher, Ed
Subject: RE: Proprietary material and 419/GREIT Plan

Thanks - I'm waiting for Tom to give me the marketing material. Otherwise, it's ready to go. I'll "shove" Tom this morning.

-----Original Message-----

From: Bell, Larry
Sent: Friday, March 31, 2000 1:34 PM
To: Fisher, Doug
Cc: Leisher, Ed
Subject: Proprietary material and 419/GREIT Plan

Im sending you under separate cover an outline of a need we have in administering plans and a tremendous marketing opportunity/LLB

P.S. Doug how are we doing on the proprietary material "shrink-wrap"issues that we want for the EP200 meeting?

Lawrence L. Bell
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